

DIST/OFFICE	DOCKET YR.	NUMBER	FILING DATE MO. DAY YEAR	J	N/S	O	R	R 23	\$	DEMAND OTHER	JUDGE NUMBER	JURY DEM.	DOCKET YR.	NUMBER
1085/4	75	0061	02 12 75	4	890	1					8509		75	0061-B

## PLAINTIFFS

ASSOCIATED DISTRIBUTORS, INC.

## DEFENDANTS

SECURITY BANK AND TRUST COMPANY  
OF MIAMI, OKLAHOMA, RAWLEIGH,  
MOSES AND COMPANY, INC., and  
OZARK INDUSTRIES, INC.

United States of America,  
Intervenor for  
Small Business Administration

## CAUSE

Jurisdiction rests on T. 28, USC Secs. 1332 & 1335. This is an  
interpleader action whereby plaintiff seeks a determination as  
to which defendants to pay a sum of money.

## ATTORNEYS

J. Douglas Mann  
Rosenstein, Fist & Ringold  
525 S. Main, Suite 300  
Tulsa, Ok 74103  
585-9211

Royce H. Savage (587-0005)  
Special Master  
World Building, 315 S. Boulder  
Tulsa, Oklahoma 74103

Coy Dean Morrow, (Sec. Bk. & Tr.)  
Wallace & Owens  
Bx 1168, Miami, Ok. 74354 918-542-5501

G. Douglas Fox  
Charles C. Baker  
(att. for Rawleigh, Moses & Co., Inc.)  
2010 4th Natl. Bank Bldg.  
Tulsa, Oklahoma 74119 582-9201

Sidley & Austin (Rawleigh, Moses &  
One First National Plaza Co)  
Chicago, Ill. 60603 312-329-5400

Nathan G. Graham, U. S. Atty.  
Robert P. Santee, Asst. U. S. Atty  
460 U. S. Courthouse, Tulsa 74103

☐ CHECK  
HERE  
IF CASE WAS  
FILED IN  
FORMA  
PAUPERIS

## FILING FEES PAID

DATE

RECEIPT NUMBER

C.D. NUMBER

## STATISTICAL CARDS

CARD

DATE MAILED

JS-5

3-1-75

JS-6

11-1-76

DATE	NR.	PROCEEDINGS
2-12-75	1.	Complaint filed. Summons issued. b
2-19-75	2	Answer of Security Bank & Trust Co. and cross claim against Rawleigh Moses and Co., Inc., filed. g
3-3-75	3.	Application of Deft., Rawleigh, etc., for Ext. of Time to Plead or Ans, filed with Order, granting ext. of time to Plead or Ans. until 3-18-75 (JCS-Clk)jj
3-18-75	4	Answer of deflt. Rawleigh, Moses & Co., Inc. w/ counterclaim against Plaintiff, & cross-claim against Security Bank & Trust, filed.k
3-20-75	5	Answer of Deft Security Bank & Trust Co to Counter Claim in Interpleader by Rawleigh Moses & Co., Inc and Answer of Deft. to Cross Claim by Rawleigh Moses and Co., Inc. Filed. mm
3-20-75		Return on Summons, filed. Executed by mailing Mr. Hans Lutjens, summons by cert. mail, it was returned "refused" on 2-21-75. v <i>for deft Ozark.</i>
4-4-75	6.	APPLI. of deflt. Rawleigh, Moses and Cpmpany, Inc. for ext. of time for filing ans to Cross Claim of Security Bank & Trust Co., filed.lm <i>or g</i>
4-4-75	7.	Order, filed, extending time to file ans. until 4-4-75 re Defts. Rawleigh, Moses & Co., INC. (AEB-J)v <i>cp...</i>
4-4-75	8.	Ans. of Rawleigh, Moses & Co., Inc., to Cross-Claim of Security Bank & Trust Co., fld. v <i>cp...</i>
4-8-75		Summons issued as to deflt. Ozark Ind. jj Alias Ozark
4-17-75		Summons returned and filed. Atty. served deflt/ by cert. mail to Secy. of St. of Okla., 4-9-75 (jj)
5-16-75	9.	Interrogs. to deflt. Rawleigh Moses & Co., Inc., filed. g by the USA
5-19-75	10	Motion to Intervene/as Defendant, filed. mm by the USA
5-19-75	11.	Brief in SUpport of Motion to Intervene /as Defendant, filed. mm
5-19-75	MO	MO: IT IS ORDERED BY THE COURT THAT THE PLAINTIFF FILE A RESPONSIVE BRIEF WITHIN TEN DAYS TO THE MOTION TO INTER- VENE AS DEFENDANT BY THE UNITED STATES OF AMERICA. (AEB-J)mm <i>cp...</i>
6-30-75	12.	Response of Associated Distributors, Inc. to Motion to Intervene as Defendant, filed. mm
7-10-75	13	Order, filed sustaining mot. to intervene/as defendant on behalf of Small Business Administration. (AEB-J)g <i>Small B...</i>
7-15-75	14.	Intervener's Answer W/Cross Complaint against deflt. Rawleigh, et al, filed. mm
8-4-75	15	Answer of Rawleigh, Moses & Co. Inc. to cross complaint of USA, filed. g
8-4-75	16	Interrogatories directed to Security Bank & Tr. Co. by Rawley, Moses & Co. Inc., filed. g
8-26-75	17.	Motion for Summary Judgment, filed. lm
9-11-75	18	Answers of Security Bank and Trust Co to Interrogs. of Pltf., filed. lm

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF ASSOCIATED DISTRIBUTORS, INC.	DEFENDANT SECURITY BANK & TRUST COMPANY OF MIAMI, OK. et. al.	DOCKET NO. 75-C-0061 Sheet 2, Page 3 PAGE XXXX OF XXXX PAGES XX
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DATE	NR.	PROCEEDINGS
1975		
11-11	19	Journal entry of Judgment, filed and entered. Ordered that parties interplead & settle rights to fund. Ordered that debts & inter-vener are permanently enjoined from commencing any action against plaintiff seeking to recover fund, etc. Ordered that plaintiff is released and discharged from all liability to the parties. Ordered that plaintiff is awarded attorney's fee of \$500.00 plus \$15.00 cost all to be paid out of fund. (AEB-J) tc cps. mld.
11-13-75	20.	Order, filed that sum of \$515.00 be disbursed by the USDC Clk. for the ND of Okla. from interpleaded funds dir. to firm of Rosenstein, Fist & Ringold.jj copies mailed
1976		
1-23	MO	Parties are directed to hold PT conf. on or before 3-5-76 & file PT Order on or before 3-12-76. (AEB-J)k cps by cert ml
3-5	21.	Amendment to Answers of Security Bank & Trust Co. to Interrogs., fld. v
3-18	22	Appl., for ext. of time to present pre-trial ord., filed. 0-J t
3-18	23	Order, filed, ext. time to file pretrial order to 4-1-76. (AEB-J)g
5-13	24.	Pretrial Order, filed. (AEB-J)k
5-25	MO:	Case set for non-jury trial on 6-21-76 at 10:00 a.m. (AEB-J)k cps by cert ml w/ affidavit
6-14	25.	Deft. Rawleigh Moses and Co.'s motion for continuance of trial, filed.s
6-15	26	Trial brief of Def. Security Bank and Trust Co. of Miami, Oklahoma, filed.s
6-15	27.	Order granting Deft. Rawleigh, Moses & Co.'s applic. for continuance of trial date, filed. (AEB-J)b cps mld
6-22		Deposition of Jack E. Craumer on behalf of Deft. Rawleigh taken on 6-7-76 by Frank L. Peterson, CSR, w/fees of \$51.00, filed.s
6-22		Deposition of Ray H. Enyart on behalf of Deft. Rawleigh taken on 6-7-76 before Frank L. Peterson, CSR, w/fee of \$58.50, filed.s
6-22		Deposition of William K. Moore on behalf of Deft. Security Bank taken on 6-7-76 before Frank L. Peterson, CSR, w/fees of \$69.00, filed.s
7-29	MO	Case set for Non-Jury trial on 9-13-76, at 10:00 A.M. (AEB-J)b nts by cert ml
9-7	28.	Intervenor's (USA) trial brief, filed. lm
9-8	MO	IT IS ORDERED, by agreement of parties, that this case is stricken from the non-jury docket, to be referred to a Special Master, per the order of reference to be entered by the Court hereinafter. (AEB-J)k cps mld
9-9	29.	Order, filed, that this case be referred to Royce H. Savage as Special Master. (AEB-J) cps. mld.
9-14	MO:	Case set for non-jury trial before Hon. Royce H. Savage, Sp. Master, for Thurs., 9/30/76, at 10 a.m. (RHS-Sp. Mstr)rm - notices mailed

(CONTD)

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. <u>75-C-61-B</u>
Associated Distributors	Security Bank	PAGE ____ OF ____ PAGES

DATE	NR.	PROCEEDINGS
<u>1976</u> 9-30	MO:	Parties having advised that they have agreed upon settlement and disposition of the proceeds and journal entry of judgment is to be promptly submitted, this case is stricken from the N/J docket of 9/30/76. (Royce Savage-Sp. Mstr) rm
10-13	30.	Stipulation of dismissal as to entire case, filed.s 0 to J
10-15	31.	Order, filed and entered, that the sum of \$18,839.93, less any Ct. Costs remaining unpaid, shall be disbursed from the Registry of this Ct. to the deft. Rawleigh, Moses & Company, Inc.; the Cross-Claim of Rawleigh Moses against Bank is hereby dismissed w/prejudice; and the Cross-Claim of Intervener against Rawleigh Moses is dismissed w/prejudice.s (AEB-J) cps. mld.